

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
New England
1 Congress Street, Suite 1100
Boston, Massachusetts 02114-2023

ATTORNEY/CLIENT PRIVILEGE

MEMORANDUM

DATE :

FROM: William F. Hanscom, Investigator
Search & Cost Recovery Section
Office of Site Remediation & Restoration

TO : Shpack Site File

SUBJ : Swank, Inc.
6 Hazel Street
Attleboro, Massachusetts

April 17, 1936

Swank, Inc. was incorporated in the State of Delaware.¹

April 29, 1936

Swank, Inc. was authorized to conduct business in Massachusetts as a foreign corporation.²

November 27, 1981

A UCC-3 Continuation Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.

¹ Division of Corporations, Massachusetts Secretary of State, Boston, Massachusetts.

² Division of Corporations, Massachusetts Secretary of State, Boston, Massachusetts.

Secured Party : FCB Leasing, Ltd.³

December 18, 1987

A UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.

Secured Party : Pitney Bowes Credit Corporation⁴

February 23, 1988

A UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc

Secured Party : Chase Manhattan Bank, N.A.⁵

February 23, 1988

A UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank Sales International

Secured Party : Chase Manhattan Bank, N.A.⁶

February 26, 1988

A UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

³ UCC File No. 81198883, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁴ UCC File No. 87747242, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁵ UCC File No. 88762183, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁶ UCC File No. 88762185, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

Debtor : Swank, Inc.

Secured Party : Lanier Business Products, Inc.⁷

September 23, 1988

A UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.

Secured Party : Lanier Business Products, Inc.⁸

October 18, 1988

A UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.

Secured Party : Lanier Business Products, Inc.⁹

March 14, 1989

A UCC-3 Release Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.

Secured Party : Chase Manhattan Bank, N.A.¹⁰

September 28, 1989

A UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

⁷ UCC File No. 88763541, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁸ UCC File No. 88819742, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁹ UCC File No. 88825426, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

¹⁰ UCC File No. 89860178, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

Debtor : Swank, Inc.

Secured Party : Pitney Bowes Credit Corporation¹¹

October 11, 1989

A UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.

Secured Party : Baum USA¹²

November 13, 1989

A UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.

Secured Party : Eaton Financial Corporation¹³

May 9, 1990

A UCC-3 Termination Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.

Secured Party : Baum USA¹⁴

May 22, 1990

¹¹ UCC File No. 89909302, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

¹² UCC File No. 89911679, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

¹³ UCC File No. 89918826, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

¹⁴ UCC File No. 90004940, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

A UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank Sales International, Inc.

Secured Party : Chase Manhattan Bank, N.A.¹⁵

May 22, 1990

A UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.

Secured Party : Chase Manhattan Bank, N.A.¹⁶

April 9, 1991

A UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.
Swank Factory Outlet

Secured Party : D. H. P. Limited Partnership¹⁷

April 9, 1991

A UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank Factory Outlet
Swank, Inc.

¹⁵ UCC File No. 90958816, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

¹⁶ UCC File No. 90958818, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

¹⁷ UCC File No. 91019299, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

Secured Party : D. H. P. Limited Partnership¹⁸

April 9, 1991

A UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank Factory Outlet
Swank, Inc.

Secured Party : D. H. P. Limited Partnership¹⁹

May 13, 1991

A UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.

Secured Party : K. L. C., Inc. Keystone Leasing²⁰

October 8, 1991

At about 2:21 PM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.
6 Hazel Street
Attleboro, Massachusetts

Secured Party : Fuji Photo Film U. S. A., Inc.
555 Taxter Road
Elmsford, New York²¹

¹⁸ UCC File No. 91019301, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

¹⁹ UCC File No. 91019302, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

²⁰ UCC file No. 91025925, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

²¹ UCC File No. 91051835, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

January 29, 1992

At about 11:22 AM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
Secured Party	:	Studebaker Worthington Leasing Corporation 100 Jericho Quadrangle Jericho, New York ²²

February 18, 1992

At about 8:59 AM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
Secured Party	:	St. Louis Leasing Corporation 16144 Westwoods Business Park Ellisville, Missouri
Assignee	:	CIT Group Equipment Leasing 2110 Walnut Hill Lane, Suite 260 Irving, Texas ²³

February 24, 1992

At about 1:30 PM, a UCC-3 Assignment Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
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²² UCC File No. 92071692, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

²³ UCC File No. 92074786, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

Secured Party : Studebaker Worthington Leasing Corporation
100 Jericho Quadrangle
Jericho, New York²⁴

March 16, 1992

At about 8:48 AM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.
6 Hazel Street
Attleboro, Massachusetts

Secured Party : St. Louis Leasing Corporation
16144 Westwoods Business Park
Ellisville, Missouri²⁵

March 16, 1992

At about 8:49 AM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.
6 Hazel Street
Attleboro, Massachusetts

Secured Party : St. Louis Leasing Corporation
16144 Westwoods Business Park
Ellisville, Missouri²⁶

April 2, 1992

At about 8:46 AM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.

²⁴ UCC File No. 92076154, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

²⁵ UCC File No. 92079742, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

²⁶ UCC File No. 92079743, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

6 Hazel Street
Attleboro, Massachusetts

Secured Party : St. Louis Equipment Financing, Inc.
16144 Westwoods Business Park
Ellesville, Missouri

Assignee : CIT Group Equipment Financing, Inc.
2110 Walnut Hill Lane, Suite 260
Irving, Texas²⁷

May 6, 1992

At about 12:06 PM, a UCC-3 Release Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.
6 Hazel Street
Attleboro, Massachusetts

Secured Party : Chase Manhattan Bank, N.A.
1 Liberty Square
Boston, Massachusetts²⁸

May 6, 1992

At about 12:06 PM, a UCC-3 Release Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.
6 Hazel Street
Attleboro, Massachusetts

Secured Party : Chase Manhattan Bank, N.A.
199 Water Street, 12th Floor
New York, New York²⁹

²⁷ UCC File No. 92083425, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

²⁸ UCC File No. 92090224, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

²⁹ UCC File No. 92090225, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

June 8, 1992

At about 11:09 AM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
Secured Party	:	St. Louis Leasing Corporation 16144 Westwoods Business Park Ellisville, Missouri
Assignee	:	Meramec Valley Bank 35 Marshall Road Valley Park, Missouri ³⁰

June 19, 1992

At about 2:55 PM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
Secured Party	:	St. Louis Leasing Corporation 16144 Westwoods Business Park Ellisville, Missouri
Assignee	:	Bank of Chesterfield 100 Chesterfield Industrial Chesterfield, Missouri ³¹

August 3, 1992

At about 1:58 PM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

³⁰ UCC File No. 92096169, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

³¹ UCC File No. 92098613, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

Debtor : Swank, Inc.
6 Hazel Street
Attleboro, Massachusetts

Secured Party : St. Louis Leasing Corporation
16144 Westwoods Business Park
Ellisville, Missouri

Assignee : Meramec Valley Bank
35 Marshall Road
Valley Park, Missouri³²

September 11, 1992

At about 9:22 AM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.
6 Hazel Street
Attleboro, Massachusetts

Secured Party : Yale Industrial Trucks of Rhode Island, Inc.
860 Waterman Avenue
East Providence, Rhode Island

Assignee : Yale Financial Services, Inc.
P. O. Box 2160
Flemington, New Jersey³³

September 21, 1992

At about 1:03 PM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.
6 Hazel Street
Attleboro, Massachusetts

Secured Party : St. Louis Leasing Corporation

³² UCC File No. 92106711, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

³³ UCC File No. 92113338, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

16144 Westwoods Business Park
Ellisville, Missouri

Assignee : Meramec Valley Bank
35 Marshall Road
Valley Park, Missouri³⁴

October 7, 1992

At about 11:04 AM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.
6 Hazel Street
Attleboro, Massachusetts

Secured Party : Canon Financial Services, Inc.
200 Commerce Square Boulevard
Burlington, New Jersey³⁵

November 5, 1992

At about 8:52 AM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.
6 Hazel Street
Attleboro, Massachusetts

Secured Party : St. Louis Leasing Corporation
16144 Westwoods Business Park
Ellisville, Missouri

Assignee : C. I. T. Group Equipment Financing, Inc.
2110 Walnut Hill Lane, Suite 260
Irving, Texas³⁶

³⁴ UCC File No. 92115111, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

³⁵ UCC File No. 92118550, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

³⁶ UCC File No. 92123487, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

November 20, 1992

At about 12:22 PM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
Secured Party	:	St. Louis Leasing Corporation 16144 Westwoods Business Park Ellisville, Missouri
Assignee	:	Bank of Chesterfield 100 Chesterfield Industrial Chesterfield, Missouri ³⁷

December 28, 1992

At about 11:14 AM, a UCC-3 Continuation Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
Secured Party	:	The Chase Manhattan Bank, N.A. c/o Chase National Corporate Service 1 Liberty Square Boston, Massachusetts ³⁸

December 28, 1992

At about 11:15 AM, a UCC-3 Continuation Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank Sales International, Inc. c/o Swank, Inc. 6 Hazel Street
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³⁷ UCC File No. 92126430, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

³⁸ UCC File No. 92132935, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

Attleboro, Massachusetts

Secured Party : The Chase Manhattan Bank, N.A.
c/o Chase National Corporate Services
1 Liberty Square
Boston, Massachusetts³⁹

June 15, 1993

At about 10:25 AM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following.

Debtor : Swank, Inc.
6 Hazel Street, P. O. Box 839
Attleboro, Massachusetts

Secured Party : St. Louis Leasing Corporation
16144 Westwoods Business Park
Ellisville, Missouri

Assignee : C. I. T. Group Equipment Financing, Inc.
2110 Walnut Hill Lane, Suite 260
Irving, Texas⁴⁰

June 15, 1993

At about 10:29 AM, a UCC-3 Release Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.
6 Hazel Street
Attleboro, Massachusetts

Secured Party : The Chase Manhattan Bank
4 Metrotech Center, 13th Floor
Brooklyn, New York⁴¹

³⁹ UCC File No. 92132936, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁴⁰ UCC File No. 93167194, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁴¹ UCC File No. 93167195, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

June 15, 1993

At about 10:30 AM, a UCC-3 Release Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
Secured Party	:	The Chase Manhattan Bank 4 Metrotech Center, 13 th Floor Brooklyn, New York ⁴²

June 16, 1993

At about 3:08 PM, a UCC-3 Amendment Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
Secured Party	:	The Chase Manhattan Bank, N.A. 4 Metrotech Center, 13 th Floor Brooklyn, New York ⁴³

June 16, 1993

At about 3:08 PM, a UCC-3 Amendment Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank Sales Internationally V. I., Inc. c/o Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
Secured Party	:	The Chase Manhattan Bank, N.A. 4 Metrotech Center, 13 th Floor

⁴² UCC File No. 93167197, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁴³ UCC File No. 93167632, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

Brooklyn, New York⁴⁴

July 1, 1993

At about 8:54 AM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
Secured Party	:	St. Louis Leasing Corporation 16144 Westwoods Business Park Ellisville, Missouri
Assignee	:	C. I. T. Group Equipment Financing, Inc. 2110 Walnut Hill Lane, Suite 260 Irving, Texas ⁴⁵

July 1, 1993

At about 8:54 AM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
Secured Party	:	St. Louis Leasing Corporation 16144 Westwoods Business Park Ellisville, Missouri
Assignee	:	C. I. T. Group Equipment Financing, Inc. 2110 Walnut Hill Lane, Suite 260 Irving, Texas ⁴⁶

September 23, 1993

⁴⁴ UCC File No. 93167631, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁴⁵ UCC File No. 93170706, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁴⁶ UCC File No. 93170707, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

At about 8:52 AM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
Secured Party	:	St. Louis Leasing Corporation 16144 Westwoods Business Park Ellisville, Missouri
Assignee	:	C. I. T. Group Equipment Financing, Inc. 2110 Walnut Hill Lane, Suite 260 Irving, Texas ⁴⁷

November 9, 1993

At about 9:18 AM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
Secured Party	:	I. B. M. 404 Wyman Street Waltham, Massachusetts ⁴⁸

December 2, 1993

At about 8:51 AM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
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⁴⁷ UCC File No. 93187130, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁴⁸ UCC File No. 93196857, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

Secured Party : St. Louis Leasing Corporation
16144 Westwoods Business Park
Ellisville, Missouri

Assignee : C. I. T. Group Equipment Financing, Inc.
2110 Walnut Hill Lane, Suite 260
Irving, Texas⁴⁹

December 2, 1993

At about 8:52 AM, a UCC-1 Finance Statement is recorded with the Massachusetts Secretary of State and includes the following information.

Debtor : Swank, Inc.
6 Hazel Street
Attleboro, Massachusetts

Secured Party : St. Louis Leasing Corporation
16144 Westwoods Business Park
Ellisville, Missouri

Assignee : C. I. T. Group Equipment Financing, Inc.
2110 Walnut Hill Lane, Suite 260
Irving, Texas⁵⁰

February 22, 1994

At about 8:54 AM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.
6 Hazel Street
Attleboro, Massachusetts

Secured Party : St. Louis Leasing Corporation
16144 Westwoods Business Park
Ellisville, Missouri

Assignee : C. I. T. Group Equipment Financing, Inc.

⁴⁹ UCC File No. 93201042, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁵⁰ UCC File No. 93201043, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

2110 Walnut Hill Lane, Suite 260
Irving, Texas⁵¹

May 17, 1994

At about 9:01 AM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
Secured Party	:	Fleet Credit Corporation Fleet Center 50 Kennedy Plaza, 5 th Floor Providence, Rhode Island ⁵²

August 17, 1994

At about 11:00 AM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
Secured Party	:	Vanguard Financial Services Corporation 1110 North Main Street Lombard, Illinois ⁵³

February 9, 1995

At about 10:23 AM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc.
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⁵¹ UCC File No. 94217199, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁵² UCC File No. 94235639, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁵³ UCC File No. 94254997, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

6 Hazel Street
Attleboro, Massachusetts

Secured Party : Winthrop Resources Corporation
1015 Opus Center
9900 Bren Road, East
Minnetonka, Minnesota

Assignee : Sanwa Business Credit Corporation
One South Wacker Drive
Chicago, Illinois⁵⁴

March 24, 1995

At about 5:00 PM, a UCC-3 Termination Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank Factory Outlet
Swank, Inc.
638 Quequechan Street
Fall River, Massachusetts

Secured Party : D. H. P. Limited Partnership
45 Plainfield Street
Chicopee, Massachusetts⁵⁵

March 24, 1995

At about 5:00 PM, a UCC-3 Termination Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.
Swank Factory Outlet
769 East Falmouth Highway
East Falmouth, Massachusetts

Secured Party : D. H. P. Limited Partnership
45 Plainfield Street

⁵⁴ UCC File No. 95291817, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁵⁵ UCC File No. 95002767, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

Chicopee, Massachusetts⁵⁶

March 24, 1995

At about 5:00 PM, a UCC-3 Termination Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank Factory Outlet Swank, Inc. 656 Joseph Warner Boulevard Taunton, Massachusetts
Secured Party	:	D. H. P. Limited Partnership 45 Plainfield Street Chicopee, Massachusetts ⁵⁷

March 28, 1995

At about 1:42 PM, a UCC-3 Amendment Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
Secured Party	:	Fleet Credit Corporation Fleet Center 50 Kennedy Plaza, 5 th Floor Providence, Rhode Island ⁵⁸

July 18, 1995

At about 1:53 PM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc.
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⁵⁶ UCC File No. 95002768, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁵⁷ UCC File No. 95002769, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁵⁸ UCC File No. 95301789, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

Six Hazel Street
Attleboro, Massachusetts

Secured Party : Fleet Credit corporation
50 Kennedy Plaza, 5th Floor
Providence, Rhode Island⁵⁹

January 12, 1996

At about 11:32 AM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.
6 Hazel Street
Attleboro, Massachusetts

Secured Party : I. B. M. Credit Corporation
Dept. C4E, Mail Stop 311
290 Harbor Drive
Stamford, Connecticut⁶⁰

February 13, 1996

At about 11:47 AM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.
6 Hazel Street
Attleboro, Massachusetts

Secured Party : Winthrop Resources Corporation
1015 Opus Center
9900 Bren Road, East
Minnetonka, Minnesota⁶¹

March 15, 1996

⁵⁹ UCC File No. 95326576, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁶⁰ UCC File No. 96362811, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁶¹ UCC File No. 96369550, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

At about 9:53 AM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
Secured Party	:	Winthrop Resources Corporation 1015 Opus Center 9900 Bren Road, East Minnetonka, Minnesota ⁶²

April 4, 1996

At about 10:34 AM, a UCC-3 Assignment Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
Secured Party	:	Winthrop Resources Corporation 1015 Opus Center 9900 Bren Road, East Minnetonka, Minnesota
Assignee	:	Sanwa Business Credit Corporation One South Wacker Drive Chicago, Illinois ⁶³

April 4, 1996

At about 10:34 AM, a UCC-3 Assignment Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
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⁶² UCC File No. 96375608, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁶³ UCC File No. 96379926, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

Secured Party : Winthrop Resources Corporation
1015 Opus Center
9900 Bren Road, East
Minnetonka, Minnesota

Assignee : Sanwa Business Credit Corporation
One South Wacker Drive
Chicago, Illinois⁶⁴

May 7, 1996

At about 10:02 AM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.
6 Hazel Street
Attleboro, Massachusetts

Secured Party : I. B. J. Schroder Bank & Trust Company
One State Street
New York, New York⁶⁵

May 28, 1996

At about 11:28 AM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank Sales International V. I., Inc.
6 Hazel Street
Attleboro, Massachusetts

Secured Party : I. B. J. Schroder Bank & Trust Company
One State Street
New York, New York⁶⁶

May 29, 1996

⁶⁴ UCC File No. 96379927, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁶⁵ UCC File No. 96387748, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁶⁶ UCC File No. 96392667, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

At about 1:37 PM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
Secured Party	:	I. B. M. Credit Corporation Dept. C4E, Mail Stop 311 290 Harbor Drive Stamford, Connecticut ⁶⁷

June 10, 1996

At about 5:00 PM, a UCC-3 Termination Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
Secured Party	:	Fleet Capital Corporation Fleet Center 50 Kennedy Plaza Providence, Rhode Island ⁶⁸

June 10, 1996

At about 5:00 PM, a UCC-3 Termination Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
Secured Party	:	Fleet Capital Corporation Fleet Center 50 Kennedy Plaza

⁶⁷ UCC File No. 96393157, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁶⁸ UCC File No. 96005374, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

Providence, Rhode Island⁶⁹

October 3, 1996

At about 1:47 PM, a UCC-3 Continuation Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
Secured Party	:	Fuji Photo Film U. S. A., Inc. 555 Taxter Road Elmsford, New York ⁷⁰

March 20, 1997

At about 2:10 PM, a UCC-3 Continuation Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
Secured Party	:	Yale Financial Services, Inc. P. O. Box 2160 Flemington, New Jersey ⁷¹

July 22, 1997

At about 10:05 AM, a UCC-3 Assignment Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
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⁶⁹ UCC File No. 96005375, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁷⁰ UCC File No. 96420838, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁷¹ UCC File No. 97455903, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

Secured Party : I. B. J. Schroder Bank & Trust Company
One State Street
New York, New York

Assignee : I. B. J. Schroder Business Credit Corporation
One State Street
New York, New York⁷²

July 22, 1997

At about 10:07 AM, a UCC-3 Assignment Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank Sales International V. I., Inc.
6 Hazel Street
Attleboro, Massachusetts

Secured Party : I. B. J. Schroder Bank & Trust Company
One State Street
New York, New York

Assignee : I. B. J. Schroder Business Credit Corporation
One State Street
New York, New York⁷³

February 3, 1998

At about 11:43 AM, a UCC-3 Continuation Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank Sales International V. I., Inc.
6 Hazel Street
Attleboro, Massachusetts

Secured Party : The Chase Manhattan Bank
1 Liberty Square

⁷² UCC File No. 97484755, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁷³ UCC File No. 97484756, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

Boston, Massachusetts⁷⁴

February 3, 1998

At about 11:43 AM, a UCC-3 Continuation Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
Secured Party	:	The Chase Manhattan Bank 1 Liberty Square Boston, Massachusetts ⁷⁵

February 17, 1998

At about 11:06 AM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
Secured Party	:	Minolta Leasing Services 1055 Westlake Drive Berwyn, Pennsylvania ⁷⁶

May 22, 1998

At about 5:00 PM, a UCC-3 Termination Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank Sales International V. I., Inc. 6 Hazel Street Attleboro, Massachusetts
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⁷⁴ UCC File No. 98527086, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁷⁵ UCC File No. 98527087, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁷⁶ UCC File No. 98529606, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

Secured Party : The Chase Manhattan Bank
4 Metrotech Center, 13 Floor
Brooklyn, New York⁷⁷

May 22, 1998

At about 5:00 PM, a UCC-3 Termination Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.
6 Hazel Street
Attleboro, Massachusetts

Secured Party : The Chase Manhattan Bank
4 Metrotech Center, 13 th Floor
Brooklyn, Massachusetts⁷⁸

July 29, 1998

At about 11:40 AM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.
6 Hazel Street
Attleboro, Massachusetts

Secured Party : P. N. C. Bank, National Association
Two Tower Cetner Boulevard
East Brunswick, New Jersey⁷⁹

July 29, 1998

At about 11:41 AM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank Factory Outlet Store

⁷⁷ UCC File No. 98005315, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁷⁸ UCC File No. 98005316, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁷⁹ UCC File No. 98567647, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

Swank, Inc.
6 Hazel Street
Attleboro, Massachusetts

Secured Party : P. N. C. Bank, National Association
Two Tower Cetner Boulevard
East Brunswick, New Jersey⁸⁰

August 4, 1998

At about 5:00 PM, a UCC-3 Termination Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank Sales International V. I., Inc.
6 Hazel Street
Attleboro, Massachusetts

Secured Party : I. B. J. Schroder Business Credit Corporation
One State Street
New York, New York⁸¹

August 21, 1998

At about 5:00 PM, a UCC-3 Termination Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.
6 Hazel Street
Attleboro, Massachusetts

Secured Party : I. B. J. Schroder Business Credit Corporation
1 State Street
New York, New York⁸²

December 28, 1998

⁸⁰ UCC File No. 98567648, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁸¹ UCC File No. 98008038, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁸² UCC File No. 98008814, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

At about 12:07 PM, a UCC-3 Assignment Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank Sales International V. I., Inc. 6 Hazel Street Attleboro, Massachusetts
Secured Party	:	The Chase Manhattan Bank, N.A. 1 Liberty Square Boston, Massachusetts
Assignee	:	The Chase Manhattan Bank 100 Jericho Quadrangle Jericho, New York ⁸³

December 28, 1998

At about 12:07 PM, a UCC-3 Assignment Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
Secured Party	:	The Chase Manhattan Bank 1 Liberty Square Boston, Massachusetts
Assignee	:	The Chase Manhattan Bank 200 Jericho Quadrangle Jericho, New York ⁸⁴

December 29, 1998

At about 10:50 AM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
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⁸³ UCC File No. 98599901, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁸⁴ UCC File No. 98599902, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

Secured Party : I. B. M. Credit Corporation
1 North Castle Drive
Armonk, New York⁸⁵

February 1, 1999

At about 10:57 AM, a UCC-1 Finance Statement was recorded at the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.
6 Hazel Street
Attleboro, Massachusetts

Secured Party : Winthrop Resources Corporation
1015 Opus Center
Minnetonka, Minnesota⁸⁶

February 1, 1999

At about 10:58 AM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.
6 Hazel Street
Attleboro, Massachusetts

Secured Party : Winthrop Resources Corporation
1015 Opus Center
Minnetonka, Minnesota⁸⁷

May 28, 1999

At about 1:41 PM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.

⁸⁵ UCC File No. 98600223, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁸⁶ UCC File No. 99607016, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁸⁷ UCC File No. 99607017, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

6 Hazel Street
Attleboro, Massachusetts

Secured Party : I. B. M. Credit Corporation
1 North Castle Drive
Armonk, New York⁸⁸

September 14, 1999

At about 1:52 PM, a UCC-1 Finance Statement was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank, Inc.
6 Hazel Street
Attleboro, Massachusetts

Secured Party : Newcourt Communications Finance Corporation
2 Gatehall Drive
Parsippany, New Jersey⁸⁹

July 26, 2001

At about 3:43 PM, a UCC-3 Assignment Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor : Swank Factory Outlet Store
Swank, Inc.
6 Hazel Street
Attleboro, Massachusetts

Secured Party : P. N. C. Bank, National Association
Two Tower Cetner Boulevard
East Brunswick, New Jersey⁹⁰

July 26, 2001

At about 11:33 AM, a UCC-3 Release Form was recorded with the Massachusetts Secretary of

⁸⁸ UCC File No. 99635268, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁸⁹ UCC File No. 99660132, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁹⁰ UCC File No. 200104161250, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
Secured Party	:	P. N. C. Bank, National Association Two Tower Cetner Boulevard East Brunswick, New Jersey ⁹¹

August 29, 2001

At about 11:18 AM, a UCC-3 Continuation Form was recorded with the Massachusetts Secretary of State and included the following information.

Debtor	:	Swank, Inc. 6 Hazel Street Attleboro, Massachusetts
Secured Party	:	Fuji Photo Film U. S. A., Inc. 555 Taxter road Elmsford, New York ⁹²

February 11, 2002

Swank, Inc., 8 Hazel Street, Attleboro, Massachusetts, filed an annual report with the Massachusetts Secretary of State for the fiscal year ending December 31, 2001.

The following were recorded as officers and directors of Swank, Inc.

Chairman of the Board & Director	:	Marshall Tulin 90 Park Avenue New York, New York
President & Director	:	John Tulin 90 Park Avenue New York, New York
Senior Vice President	:	Paul Duckett

⁹¹ UCC File No. 200104180170, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

⁹² UCC File No. 200105041560, Uniform Commercial Code Section, Massachusetts Secretary of State, Boston, Massachusetts.

656 Joseph Warner Boulevard
Taunton, Massachusetts

Senior Vice President :

Melvin Goldfeder
90 Park Avenue
New York, New York

Senior Vice President :

William Barry Heuser
345 Ely Avenue
South Norwalk, Connecticut

Senior Vice President, :
Treasurer & Secretary

Jerold R. Kassner
6 Hazel Street
Attleboro, Massachusetts

Senior Vice :
President & Director

Eric Luft
90 Park Avenue
New York, New York

Senior Vice President :

William F. Rubin
250 Spring Street, NW
Atlanta, Georgia

Senior Vice :
President & Director

James E. Tulin
8800 North Galney Center Drive
2nd Floor, Suite 278
Scottsdale, Arizona

Vice President :

Jennifer Cowan Heuser
345 Ely Avenue
South Norwalk, Connecticut

Vice President :

Arthur T. Gately, III
6 Hazel Street
Attleboro, Massachusetts

Vice President :

Robert C. Rosenberg
90 Park Avenue
New York, New York

Director :

Mark Abramowitz
Jenkins & Gilchrist, Parker, Chapin, LLP
406 Lexington Avenue
New York, New York

Director :

John J. Macht

The Macht Group
14 Valley Road
Chestnut Hill, Massachusetts

Director : Raymond H. Vise
90 Park Avenue
New York, New York⁹³

March 24, 2003

Swank, Inc., 6 Hazel Street, Attleboro, Massachusetts, filed an annual report with the Massachusetts Secretary of State for the fiscal year ending December 31, 2002.

The following were recorded as officers and directors of Swank, Inc.

Chairman of the : Marshall Tulin
Board & Director 90 Park Avenue
New York, New York

President : John Tulin
90 Park Avenue
New York, New York

Senior Vice President : Paul Duckett
656 Joseph Warner Boulevard
Taunton, Massachusetts

Senior Vice President : Melvin Goldfeder
90 Park Avenue
New York, New York

Senior Vice : Jerold R. Kassner
President, Treasurer & 6 Hazel Street
Secretary Attleboro, Massachusetts

Senior Vice : Eric Luft
President & Director 90 Park Avenue
New York, New York

Senior Vice President : William F. Rubin
250 Spring Street, NW
Atlanta, Georgia

⁹³ Annual Report No. 020026901, Division of Corporations, Massachusetts Secretary of State, Boston, Massachusetts.

Senior Vice President & Director	:	James E. Tulin 8800 North Galney Center Drive 2 nd Floor, Suite 278 Scottsdale, Arizona
Vice President	:	Arthur T. Gately, III 6 Hazel Street Attleboro, Massachusetts
Vice President	:	Robert C. Rosenberg 90 Park Avenue New York, New York
Director	:	John J. Macht The Macht Group 14 Valley Road Chestnut Hill, Massachusetts
Director	:	Raymond H. Vise 8 El Paseo Irvine, California ⁹⁴

⁹⁴ Annual Report Nos. 030019260 and 030021089, Division of Corporations,
Massachusetts Secretary of State, Boston, Massachusetts.